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Attorney Docket No. 67797-5001-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Patent of:

David A HORWITZ

U.S. Patent No.: 6,228,359

Issued: 08-May-2001

Application No.: 09/186,771

Filed: 05-Nov-1998

For: *USE OF CYTOKINES AND MITOGENS
TO INHIBIT PATHOLOGICAL IMMUNE
RESPONSES*

VIA EXPRESS MAIL:

NOV 26 2008

"EXPRESS MAIL" MAILING LABEL

OFFICE OF PETITIONS

Number: EV 892909777USDate of Deposit: November 17, 2008

This paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to the

NOTIFICATION REGARDING CHANGE FROM
SMALL ENTITY STATUS TO
LARGE ENTITY STATUS
UNDER 37 C.F.R. §1.27(a)

U.S. Patent and Trademark Office
P. O. Box 979070
St. Louis, MO 63197-9000
Attn: MAINTENANCE FEE

Sir:

At the time of filing the above-identified patent application, Applicant claimed Small Entity Status. This patent became ineligible for Small Entity Status under 37 C.F.R. §1.27(a) when Applicant was acquired by a Large Entity.

On October 31, 2008, Patentee electronically paid the 7 ½ year maintenance fee of \$1240 at the small entity rate. At this time Patentee has enclosed the Maintenance Fee Transmittal Form for payment of the remainder of the 7 ½ year maintenance fee of \$1240, along with authorization for the Commissioner to charge this difference between the small entity fee and the large entity fee, together

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Application No.: 09/186,771

U.S. Patent No.: 6,228,359

with the \$130 surcharge for payment in the grace period, and any other required fees, including extension fees, or credit any overpayment, to Deposit Account No. 50-0310 (Attorney Docket No. 67797-5001-US).

Respectfully submitted,

Nov 17, 2008
Dated


Richard F. Trecartin, Reg. No. 31,801

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Substitute PTO/SB/45 (08-07)

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Enclosed herewith is the payment of the maintenance fee(s) for the listed patent(s).

1. ☐ A check for the amount of \$ _____ for the full payment of the maintenance fee(s) and any necessary surcharge on the following patents is enclosed.
2. ☐ Payment by credit card. Form PTO-2038 is attached.
3. ☒ The Commissioner is hereby authorized to charge \$ 1,240 to cover the difference between the previous small entity payment on October 31, 2008 and the current large entity fees indicated below to Deposit Account No. 50-0310.
4. ☒ The Commissioner is hereby authorized to charge any deficiency in the payment of the required fee(s) or credit any overpayment to Deposit Account No. 50-0310.

*Information required by 37 C.F.R. 1.366(c) (columns 1 & 4). Information requested under 37 C.F.R. 1.366(d) (columns 2, 3, & 5)

Item	Patent Number*	U.S. Application Number* [06/555,555]	Maintenance Fee Amount (37 C.F.R. 1.20 (e)-(g))	Surcharge Amount (37 C.F.R. 1.20 (h))	Payment Year (select one below) Column 5		
	Column 1	Column 2	Column 3	Column 4	3.5 yrs	7.5 yrs	11.5 yrs
1	6,228,359	09/186,771	\$1,240	\$130		X	
2							
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Subtotals Columns 3 & 4 Total Payment					<input type="checkbox"/> additional sheets attached for listing additional patents.		
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Respectfully submitted,**

Fee Address:

Customer's name: **Richard F. Trecartin**
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Customer's Signature: [Signature]

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Payment of small entity fee is appropriate if small entity status still exists, see 37 C.F.R. 1.27(g). To establish small entity status or to change status from small to large entity, a written assertion is required. See 37 C.F.R. 1.27 and 1.33(b).

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